

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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**FISCAL IMPACT STATEMENT**

**LS 6966**

**BILL NUMBER:** HB 1134

**NOTE PREPARED:** Feb 20, 2009

**BILL AMENDED:** Feb 19, 2009

**SUBJECT:** Medical Waste Incineration near Schools.

**FIRST AUTHOR:** Rep. Reske

**FIRST SPONSOR:**

**BILL STATUS:** CR Adopted - 1<sup>st</sup> House

**FUNDS AFFECTED:**    **GENERAL**  
                          **X DEDICATED**  
                          **FEDERAL**

**IMPACT:** State

**Summary of Legislation:** (Amended) This bill prohibits the incineration of infectious waste and medical waste within seven miles of a nonpublic or public school building. It establishes exceptions to the prohibition.

**Effective Date:** (Amended) Upon passage.

**Explanation of State Expenditures:** Violators could be liable for a civil penalty not to exceed \$25,000 per day of any violation and liable for an additional civil penalty not to exceed \$500 per hour of violation. Administrative fines are deposited in the Environmental Management Special Fund (IC 13-14-12), which is used for the purposes of IDEM and the environmental boards. The IDEM Commissioner may direct all or a part of the money to the Solid Waste Management Fund. The money could also be used for emergency purposes (IC 13-14-10-3). Any criminal fines assessed would be deposited in either the state General Fund or the Common School Fund.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** IDEM

**Local Agencies Affected:**

**Information Sources:**

**Fiscal Analyst:** Bernadette Bartlett, 317-232-9586.